

DOCKET NO. 09/710,172/56.01/MSFTP125US

2154
Jhu

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Applicant: **Federico Garcea et al.**
Serial No.: **09/710,172**
Filed: **November 10, 2000**
For: **DISTRIBUTED DATA GATHERING AND AGGREGATION AGENT**
Art Unit: **2154**
Examiner: **Haresh N. Patel**

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

1. Pursuant to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the patents, publications and other information listed on the attached PTO-1449. A copy of each listed document is enclosed except for: (a) pending applications or (b) those previously cited or submitted to the Office in the following application(s) upon which this application relies for an earlier filing date under 35 U.S.C. 120:

Serial No.: _____
Filing Date: _____

Regarding any document, publication or other information for which a date is not given on the attached PTO-1449, Applicant(s) believe(s) the same may qualify as "prior" art to this application and should be treated accordingly, although Applicant(s) reserve(s) the right to contest the prior art status of any document, publication or information, should issue arise.

2. Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-1449 or a concise explanation of the relevance of the document is set forth in the following document(s):

(a) ___ Copy of each English language version of a search report indicating the degree of relevance found by the foreign office of each document being submitted from the search report.

(b) ___ Attachment entitled "Concise Explanation of Relevance of Non-English Language Documents".

3. Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed (one must be checked):

(a) ___ Within 3 months of the filing date or date of entry into the National Stage.

(b) ___ Before the mailing date of a first Office Action on the merits. If this Statement is not filed before the mailing date of a first Office Action on the merits, the required certification is given below or, in the absence thereof, the Office is authorized to charge the required fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 50-1063 for consideration of this Statement.

(c) X After the period set forth in 37 C.F.R. 1.97(b) but before the mailing date of either a final action or a notice of allowance.

(1) ___ The required certification is given below, or

(2) ___ Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement, or

(3) ___ Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 50-1063.

(4) X This Statement was previously filed before the mailing date of a first Office Action on the merits. Enclosed is a copy of the return postcard received by the OIPE at the Patent & Trademark Office, stamped February 26, 2001. In addition, in a phone conversation with Examiner Hareesh Patel on November 1, 2004, this submission should not require any fees. Accordingly, no fee is believed to be due at this time.

(d) ___ After the mailing date of either a final action or a notice of allowance, but before payment of the issue fee. Petition hereby is made for consideration of this Statement and the required certification is indicated below.

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(2) ___ Charge the fee set forth in 37 C.F.R. 1.17(p)(1) to Deposit Account No. 50-1063.

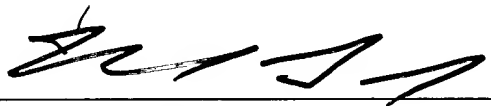
4. Certification (if applicable)

(a) ___ The undersigned hereby certifies that each item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this Statement.

(b) ___ The undersigned hereby certifies that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the undersigned's knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than 3 months prior to the filing of this Statement.

5. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-1063.

Respectfully Submitted,

By 
Himanshu S. Amin
Reg. No. 40,894

24TH Floor, National City Center
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Cleveland, Ohio 44114
(216) 696-8730

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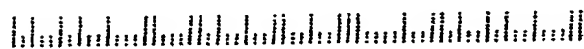
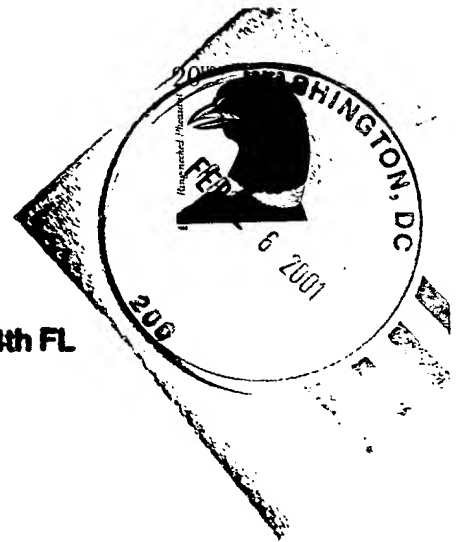
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Date: 11-10-04


Himanshu S. Amin

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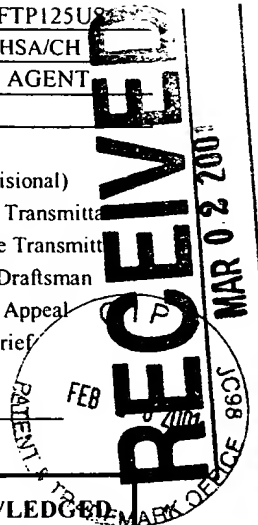
Applicant(s) Garcea, et al. Docket No. MS154756.1/MSFTP125U8
Serial No. 09/710,172 Filing Date 11/10/00 Atty(s) HSA/CH
Title DISTRIBUTED DATA GATHERING AND AGGREGATION AGENT
Mailed 02/26/01 Due Date _____ Exp. Mail No. _____

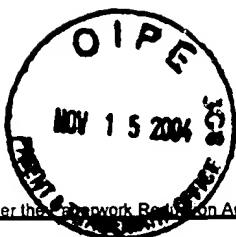
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**SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT
BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	09/710,172
Filing Date	November 10, 2000
First Named Inventor	Federico Garcea
Art Unit	2154
Examiner Name	Haresh N. Patel
Attorney Docket Number	MS154756.01/MSFTP125US

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US- 5,483,468	01-09-1996	Chen, et al.	
		US- 5,581,482	12-03-1996	Wiedenman, et al.	
		US- 5,923,874	07-13-1999	Koenig	
		US- 5,966,706	10-12-1999	Biliris, et al.	
		US- 6,049,798	04-11-2000	Bishop, et al.	
		US- 2002/0069037	06-06-2002	Hendrickson et al.	
		US- 2003/0086536	05-08-2003	Salzberg et al.	
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FOREIGN PATENT DOCUMENTS

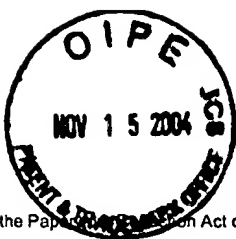
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Examiner
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Sheet

2

of

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Complete if Known

Application Number

09/710,172

Filing Date

November 10, 2000

First Named Inventor

Federico Garcea

Art Unit

2154

Examiner Name

Haresh N. Patel

Attorney Docket Number

MS154756.01/MSFTPI25US

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		D.C.A. BULTERMAN, et al., "Application-level Performance Prediction Tools for Network-Based Systems", IEEE Network, vol. 1, no.3, July 1987, p.6-12	
		CHUG-SING YANG, et al., "Efficient Content Placement and Management on Cluster-Based Web Servers", NOMS 2000. 2000 IEEE/IFIP Network Operations and Management Symposium 'The Networked Planet: Management Beyond 2000', 10-14 April 2000, p. 463-473.	
		C. KOPP, "Managing Cluster Computers", Dr. Dopp's Journal, vol. 25, no. 7, July 2000, p. 21-31	
		A. LEDECZI, et al., "Synthesis of Self-Adaptive Software", 2000 IEEE Aerospace Conference Proceedings. Vol. 4, 18-25 March 2000, p. 501-507.	
		A. LUSIANI, "Process to Process Communication Over Fastbus in the Data Acquisition System of the ALEPH TPC", IEEE Transactions on Nuclear Science, vol. 14, no. 1, pt. 1, February 1994, p. 138-141.	
		C. MAS, et al., "An Efficient Algorithm for Locating Soft and Hard Failures in WDM networks", IEEE Journal on Selected Areas in Communications, vol.18, no.10, October 2000, p. 1900-1911.	
		C. ROTH, et al., "PowerPC/sup TM/Performance Monitor Evolution", 1997 IEEE International Performance, Computing and Communications Conference, 5-7 February 1997, p. 331-336.	
		YEW-HUEY LIU, et al., "A Distributed Connection Manager Interface for Web Services on IBM SP Systems", Proceedings. 1996 International Conference on Parallel and Distributed Systems, 306 June 1996, p.2-9.	
		"Microsoft Windows Management Instrumentation Scripting", http://msdn.microsoft.com/library/backgrnd/html/wmiscript.htm , April 1999, (18 pages).	

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Signature

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